

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2010-053712

10/15/2014

HONORABLE KRISTIN HOFFMAN

CLERK OF THE COURT
T. McMillian
Deputy

IN RE THE MATTER OF
MEGAN KATHARINE ELLISON

BONNIE L BOODEN

AND

MARCUS RAY ELLISON

KRISTI MICHELLE MORLEY

MICHAEL R ELLISON
SUSAN R ELLISON

GLORIA L CALES

MINUTE ENTRY

Courtroom 106 - Northeast Regional Court Center

8:33 a.m. This is the time set for telephonic Status Conference re: discovery issues. Petitioner/Mother is not present but represented by above-named counsel. Respondent/Father is not present but represented by above-named counsel. Third Party Intervenors Michael Ellison and Susan Ellison are not present but presented by above named counsel, who appears in the courtroom.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Matters discussed.

IT IS ORDERED that beginning with the year 2012, the Ellison Companies shall produce all information they have regarding any salary or benefits paid on behalf of Father and his current wife; all information regarding any club memberships paid, car allowances, entertainment allowances, expenses paid on behalf of Father, his current wife, and grandchildren; any information regarding use of corporate vehicles, corporate airplanes, or NetJets accounts if

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in existence; any use of vacation condominiums or rental of vacation condominiums; any evidence of any deferred income programs that Father is participating in, including all deferred compensation accounts including but not limited to retirements, defined benefits pensions, defined contribution accounts, and the like; any information of any stock ownership by Father, any stock options owned by Father, any information on how stock options vest; information on if there is a stock option policy for corporate officers; all FTC rulings; history of any loans, loan repayment history, or the fact that loans have been made and not repaid.

IT IS FURTHER ORDERED that all email correspondence and any attachments shall be emailed to both of Mother's counsel. Hard copies shall go to the attorney who has requested the information. Disclosures shall be emailed to all counsel.

THE COURT FINDS that because Mr. Ellison is a 10 percent owner of a corporation and there is an issue as to what he knew when, that the inspection of FTC documents with regard to that corporate entity could be reasonably calculated to lead to the discovery of admissible evidence.

THE COURT FURTHER FINDS that privileged information and attorney/client privileged information should not be disclosed.

IT IS FURTHER ORDERED that all Corporate Minutes of any entity in which Mr. Ellison is a shareholder and minutes of any meetings of any corporation in which he was in attendance in which the FTC investigation was discussed in any way shall be disclosed.

IT IS FURTHER ORDERED if there is an irrevocable trust which grants Father a present ownership in any entity, it should be disclosed.

THE COURT FINDS that information regarding Father's contingent ownership upon the death of Father's parents or some other event in a revocable trust is not relevant to a simplified modification at this time. Information regarding revocable trusts need not be disclosed unless Father has received distributions from those trusts.

IT IS FURTHER ORDERED that Father shall disclose all information set forth in appendix to A.R.S. § 25-320 (5), Determination of the Gross Income of the Parties.

IT IS FURTHER ORDERED that to the extent that Father's tax returns for the last three years show that he is receiving income from other entities in which he has an ownership or by which he is employed, Father is to disclose information regarding those entities.

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IT IS FURTHER ORDERED that Counsel Eric Falbe's Reply shall be due no later than **October 24, 2014**.

9:25 a.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.